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PATENT  
ATTORNEY DOCKET NO: 50154/002002

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled BIOMATERIALS FORMED BY NUCLEOPHILIC ADDITION REACTION TO CONJUGATED UNSATURATED GROUPS, the specification of which

- ☐ is attached hereto.  
☒ was filed on February 1, 2000 as Application Serial No. 09/496,231  
and was amended on \_\_\_\_\_.  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_  
filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56(a).

**FOREIGN PRIORITY RIGHTS:** I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Country	Serial Number	Filing Date	Priority Claimed?
			Yes/No

**PROVISIONAL PRIORITY RIGHTS:** I hereby claim priority benefits under Title 35, United States Code, §119(e) and §120 of any United States provisional patent application(s) listed below filed by an inventor or inventors on the same subject matter as the present application and having a filing date before that of the application(s) of which priority is claimed:

Serial Number	Filing Date	Status
60/118,093	February 1, 1999	Abandoned

**NON-PROVISIONAL PRIORITY RIGHTS:** I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by

#3

# COMBINED DECLARATION AND POWER OF ATTORNEY

the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:


Serial Number	Filing Date	Status

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Paul T. Clark, Reg. No. 30,162, Karen L. Elbing, Ph.D., Reg. No. 35,238, Kristina Bieker-Brady, Ph.D., Reg. No. 39,109, Susan M. Michaud, Ph.D., Reg. No. 42,885, Mary Rose Scozzafava, Ph.D., Reg. No.36,268, James D. DeCamp, Ph.D., Reg. No. 43,580.

Address all telephone calls to: Kristina Bieker-Brady, Ph.D. at 617/428-0200.

Address all correspondence to: Kristina Bieker-Brady, Ph.D. at Clark & Elbing LLP, 176 Federal Street, Boston, MA 02110.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Jeffrey A. Hubbell	Zumikon, Switzerland	Unterdorfstr. 22 8126 Zumikon Switzerland	United States
Signature: 			Date: 31 May 00

#3

## COMBINED DECLARATION AND POWER OF ATTORNEY

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Donald Elbert	Zürich, Switzerland	Hochstr. 9 8044 Zürich Switzerland	United States
Signature: <i>Donald Elbert</i>			Date: <i>June 1, 2000</i>

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Matthias Lütolf	Zürich, Switzerland	Josefstr. 180 8005 Zürich Switzerland	Swiss
Signature: <i>M. Lütolf</i>			Date: <i>1 June 2000</i>

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Alison Pratt	Zürich, Switzerland	Forsterstr. 48 8044 Zürich Switzerland	United States
Signature: <i>Alison Pratt</i>			Date: <i>1 June 2000</i>

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Ronald Schoenmakers	Zürich, Switzerland	Zürichbergstr. 235 8044 Zürich Switzerland	Dutch
Signature: <i>R. Schoenmakers</i>			Date: <i>1 June 2000</i>

#3

COMBINED DECLARATION AND POWER OF ATTORNEY

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Nicola Tirelli	Zürich, Switzerland	Culmannstr. 34 8006 Zürich Switzerland	Italian
Signature: <i>Nicola Tirelli</i>			Date:

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Brent Vernon	Zürich, Switzerland	Gumpenwiesenstr. 44 8157 Dielsdorf Switzerland	United States
Signature: <i>Brent Vernon</i>			Date: <i>25, 5, 2000</i>



ATTORNEY DOCKET NO. 50154/002002

Applicant or Patentee : Jeffrey A. Hubbell et al  
Serial or Patent No. : 09/496,231  
Filed or Issued : February 1, 2000  
Title : BIOMATERIALS FORMED BY NUCLEOPHILIC ADDITION REACTION TO CONJUGATED UNSATURATED GROUPS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled BIOMATERIALS FORMED BY NUCLEOPHILIC ADDITION REACTION TO CONJUGATED UNSATURATED GROUPS described in

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☐ patent number ["PATENT NUMBER"], issued ["ISSUE DATE"].

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

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☐ persons, concerns or organizations listed below\*.

\*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

**Full Name of Assignee:**  
**Address of Assignee:**

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

**Full Name of Inventor:** Jeffrey A. Hubbell

Signature: Jeffrey A. Hubbell Date: 31 May 00



#3

Applicant or Patentee : Jeffrey A. Hubbell *et al.*  
Serial or Patent No. : 09/496,231  
Filed or Issued : February 1, 2000  
Title : BIOMATERIALS FORMED BY NUCLEOPHILIC ADDITION REACTION TO CONJUGATED UNSATURATED GROUPS

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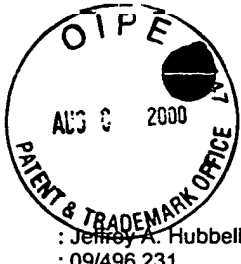
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Full Name of Inventor: Matthias Lütolf

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

1 June 2000



ATTORNEY DOCKET NO. 50154/002002

Applicant or Patentee  
Serial or Patent No.  
Filed or Issued  
Title

: Jeffrey A. Hubbell et al.  
: 09/496,231  
: February 1, 2000  
: BIOMATERIALS FORMED BY NUCLEOPHILIC ADDITION REACTION TO CONJUGATED  
UNSATURATED GROUPS

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Full Name of Inventor: Donald Elbert

Signature: Donald Elbert Date: June 1, 2000







#3

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Serial or Patent No. : 09/496,231  
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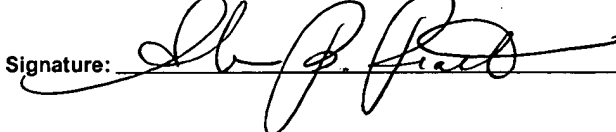
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Full Name of Inventor: Alison Pratt

Signature:  Date: 1 June 2000



#3

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Full Name of Assignee:

Address of Assignee:

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Full Name of Inventor: Ronald Shoenmakers

Signature: R Shoenmakers

Date: 1 June 2000



ATTORNEY DOCKET NO. 50154/002002

Applicant or Patentee : Jeffrey A. Hubbell *et al.*  
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Full Name of Inventor: Nicola Tirelli

Signature: Nicola Tirelli Date: 6/1/00



#3

Applicant or Patentee : Jeffrey A. Hubbell *et al.*  
Serial or Patent No. : 09/496,231  
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Full Name of Inventor: Brent Vernon

Signature: Brent Vernon

Date: 25.05.2000